

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS  
OF SAN BERNARDINO COUNTY, CALIFORNIA  
AND RECORD OF ACTION**

Revised

**3**

June 22, 2004

**FROM:**       **PATRICK J. MEAD**, Interim Director  
                  Department of Public Works - **Transportation**

**SUBJECT:**   **SCHEDULE A PUBLIC HEARING TO TERMINATE ROAD MAINTENANCE OF  
NEWBERRY ROAD – NEWBERRY SPRINGS AREA**

**RECOMMENDATION:**

1. Schedule July 27, 2004, at 10 a.m. to conduct a public hearing on the proposed termination of road maintenance of Newberry Road from 0.50 mile north of Riverside Road north 0.12 mile, in the Newberry Springs area; and
2. Direct the Clerk of the Board to give notice of the hearing to the affected property owner(s).

**BACKGROUND INFORMATION:** Newberry Road from 0.50 mile north of Riverside Road north 0.12 mile is a paved road that does not service any residence. Due to the continuous wind conditions, sand accumulates on the roadway. Pursuant to a court case of several years ago, the sand cannot be pushed off the roadway but has to be removed manually and trucked away. The cost to the San Bernardino County Transportation Department to remove the large quantity of sand on this segment of road is \$13,324, annually. The Highway Planning Technical Committee recommends the removal of this segment of Newberry Road from the County-Maintained Road System (CMRS) as requested.

In accordance with Section 954.5(a) of the Streets and Highways Code, the Board of Supervisors may terminate the maintenance of any County roadway if it finds that the road is unnecessary for the public convenience. Pursuant to Section 954.5(b) of the same code, a public hearing must be convened in order to make this finding. Notice of such hearing shall be mailed to the effected proper owner(s) served by this portion of Newberry Road requested to be terminated from the CMRS.

**REVIEW BY AND APPROVAL BY OTHERS:** This item was reviewed by the Highway Planning Technical Committee on May 26, 2004; Chief Deputy County Counsel Rex A. Hinesley (387-5480) on June 15, 2004; and County Administrative Office (Tom Forster, Administrative Analyst, 387-4635) on June 14, 2004.

**FINANCIAL IMPACT:** This action merely schedules the date of the public hearing; therefore, there is no financial impact. If the maintenance of this road is ultimately terminated, the Department would save approximately \$13,000 per year in maintenance charges.

**SUPERVISORIAL DISTRICT:** 1<sup>st</sup>

Record of Action of the Board of Supervisors

**PRESENTER:** Patrick J. Mead, 387-7906.

Revised